

| | |
|---------|----------|
| Adopted | Rejected |
|---------|----------|

COMMITTEE REPORT

| | |
|------|---|
| YES: | 7 |
| NO: | 1 |

MR. SPEAKER:

*Your Committee on Judiciary, to which was referred Senate Bill 258, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 2, line 38, delete "subdivisions" and insert "**subdivision**".
- 2 Page 2, after line 42, begin a new paragraph and insert:
- 3 "SECTION 2. IC 35-38-1-14 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 14. **(a)** If a convicted
- 5 person is sentenced to a term of imprisonment, the court shall send a
- 6 copy of:
- 7 (1) the presentence report;
- 8 (2) any presentence memorandum filed by the convicted person;
- 9 (3) the report of any physical or mental examination made
- 10 incident to the question of sentence; ~~and~~
- 11 (4) any record made under IC 35-35-2 **or IC 35-35-3;**
- 12 **(5) the abstract of judgment;**
- 13 **(6) the judgment of conviction; and**
- 14 **(7) the sentencing order;**

1 to the department of correction.

2 **(b) Copies of the information sent to the department of**
 3 **correction under subsection (a) may be sent through any electronic**
 4 **means approved by the department of correction.**

5 SECTION 3. IC 35-38-3-2 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 2. (a) When a convicted
 7 person is sentenced to imprisonment, the court shall, without delay,
 8 certify, under the seal of the court **or through any electronic means**
 9 **approved by the department of correction**, copies of the judgment
 10 of conviction and sentence to the receiving authority.

11 (b) The judgment must include:

12 (1) the crime for which the convicted person is adjudged guilty
 13 and the classification of the criminal offense;

14 (2) the period, if any, for which the person is rendered incapable
 15 of holding any office of trust or profit;

16 (3) the amount of the fines or costs assessed, if any, whether or
 17 not the convicted person is indigent, and the method by which the
 18 fines or costs are to be satisfied;

19 (4) the amount of credit, including credit time earned, for time
 20 spent in confinement before sentencing; and

21 (5) the amount to be credited toward payment of the fines or costs
 22 for time spent in confinement before sentencing.

23 (c) The judgment may specify the degree of security recommended
 24 by the court.

25 (d) A term of imprisonment begins on the date sentence is imposed,
 26 unless execution of the sentence is stayed according to law."

(Reference is to SB 258 as printed January 25, 2008.)

and when so amended that said bill do pass.

Representative Lawson L